
UNITED STATES DISTRICT COURT
District of Minnesota

Securities and Exchange Commission,

JUDGMENT IN A CIVIL CASE

Plaintiffs,

v.

Case Number: 17cv1478 PAM/KMM

Mohamud Abdi Ahmed and 2waytrading,
LLC,

Defendants.

☐ **Jury Verdict.** This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.

☒ **Decision by Court.** This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

1. The SEC's Motion for Entry of Default Judgment (Docket No. 56) is

GRANTED;

2. Ahmed and 2waytrading, including their officers, agents, servants, employees, attorneys, or anyone in active concert or participation with them who receive actual notice of this Order pursuant to Fed. R. Civ. P. 65(d)(2), are permanently **ENJOINED** from violating 15 U.S.C. § 77q(a);

3. Ahmed and 2waytrading, including their officers, agents, servants, employees, attorneys, or anyone in active concert or participation with them who receive actual notice of this Order pursuant to Fed. R. Civ. P. 65(d)(2), are permanently **ENJOINED** from violating 15 U.S.C. § 78j(b)

and Rule 10b-5, 17 C.F.R. § 240.10b-5;

4. Ahmed and 2waytrading, including their officers, agents, servants, employees, attorneys, or anyone in active concert or participation with them who receive actual notice of this Order pursuant to Fed. R. Civ. P. 65(d)(2), are permanently **ENJOINED** from violating 15 U.S.C. §§ 80b-6(1) and (2);
5. Ahmed and 2waytrading, including their officers, agents, servants, employees, attorneys, or anyone in active concert or participation with them who receive actual notice of this Order pursuant to Fed. R. Civ. P. 65(d)(2), are permanently **ENJOINED** from directly or indirectly taking any action with respect to any securities brokerage or similar account in which Ahmed or 2waytrading is not the named owner, including but not limited to, directly or indirectly: (a) requesting access to or accessing any such accounts, (b) exercising any investment discretion, as defined 15 U.S.C. §§ 78c(a)(35)(A) & (B), with respect to any such accounts, (c) requesting to exercise such investment discretion over any such accounts, (d) withdrawing, removing, transferring, or otherwise disposing of any funds, securities or other assets from any such accounts, or (e) requesting or instructing the withdrawal, removal, transfer, or other disposition of any funds, securities or other assets from any such accounts;
6. Ahmed is liable for disgorgement of \$282,593, representing profits gained as a result of the conduct alleged in the Complaint, plus

prejudgment interest thereon in the amount of \$23,634.78.

- (a) Ahmed shall satisfy this obligation by paying \$306,227.78 to the Securities and Exchange Commission within 14 days after entry of this Order. Defendant may transmit payment electronically to the SEC, which will provide detailed ACH transfer/Fedwire instructions upon request. Payment may also be made directly from a bank account via Pay.gov through the SEC website at <http://www.sec.gov/about/offices/ofm.htm>. Defendant may also pay by certified check, bank cashier's check, or United States postal money order payable to the Securities and Exchange Commission, which shall be delivered or mailed to:

Enterprise Services
Center Accounts
Receivable Branch 6500
South MacArthur
Boulevard Oklahoma
City, OK 73169

and shall be accompanied by a letter identifying the case title, civil action number, and name of this Court; Mohamud Abdi Ahmed as a defendant in this action; and specifying that payment is made pursuant to this Order.

- (b) Ahmed shall simultaneously transmit photocopies of evidence of payment and case identifying information to the SEC's counsel in this action. By making this payment, Ahmed relinquishes all legal and equitable right, title, and interest in such funds and no part of the funds shall be returned to Ahmed. The SEC shall send the funds paid

pursuant to this Order to the United States Treasury.

- (c) The SEC may enforce the Court's judgment for disgorgement and prejudgment interest by moving for civil contempt (and/or through other collection procedures authorized by law) at any time after 14 days following entry of this Order. Ahmed shall pay post judgment interest on any delinquent amounts pursuant to 28 U.S.C. § 1961.
- (d) Defendant's obligation to pay disgorgement, prejudgment interest, and any post judgment interest accrued in this case shall be deemed satisfied by submitting proof of entry of a Civil Asset Forfeiture Order seizing the residence at 1644 Friesian Street, Shakopee, Minnesota 55379, within one year of the date of entry of this Order, to trial counsel Lynn M. Dean at:

Securities and Exchange
Commission 444 South
Flower, 9th floor
Los Angeles, CA 90017

accompanied by a letter identifying the case title, civil action number, and name of this Court; Mohamud Abdi Ahmed as a defendant in this action; and specifying that the Order is being submitted in lieu of payment pursuant to this Order;

- 7. Ahmed is liable for a civil penalty of \$184,767, pursuant to 15 U.S.C. §§ 77t(d), 78u(d)(3), and 80b-9(e). The payment instructions set forth in number 6 above govern the payment of this penalty as well;
- 8. Within 3 days after being served with a copy of this Order, PayPal shall transfer the entire balance of the following account(s) which were frozen pursuant to an Order of this Court to the Commission:

INSTITUTION	ACCOUNT NAME/OWNER	ACCOUNT NO.
PayPal	2waytrading LLC (or “2-way trading LLC”)	xxxxxxxxxxxxxxxx38539

PayPal may transmit payment electronically to the Commission, which will provide detailed ACH transfer/Fedwire instructions upon request. Payment may also be made directly from a bank account via Pay.gov through the SEC website at <http://www.sec.gov/about/offices/ofm.htm>. PayPal also may transfer these funds by certified check, bank cashier’s check, or United States postal money order payable to the Securities and Exchange Commission, which shall be delivered or mailed to

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City, OK 73169

and shall be accompanied by a letter identifying the case title, civil action number, and name of this Court; and specifying that payment is made pursuant to this Order;

9. Within 3 days after being served with a copy of this Order, Wells Fargo Bank, N.A. (“Wells Fargo”) shall transfer the entire balance of the following account(s) which were frozen pursuant to an Order of this Court to the Commission:

INSTITUTION	ACCOUNT NAME/OWNER	ACCOUNT NO.
Wells Fargo Bank NA	2waytrading, LLC	xxxxxxx2363

Wells Fargo Bank NA	2waytrading, LLC	xxxxxxx2355
Wells Fargo Bank NA	2waytrading, LLC	xxxxxxx5634
Wells Fargo Bank NA	2waytrading, LLC	xxxxxxx3719
Wells Fargo Bank NA	2waytrading, LLC	xxxxxxx6927

The payment instructions set forth in number 8 above with respect to PayPal shall govern this transfer as well;

10. Within 3 days after being served with a copy of this Order, TD Ameritrade (“Ameritrade”) shall transfer the entire balance of the following account(s) which were frozen pursuant to an Order of this Court to the Commission:

INSTITUTION	ACCOUNT NAME/OWNER	ACCOUNT NO.
TD Ameritrade	2WAYTRADING, LLC	xxxxxx6866
TD Ameritrade	2WAYTRADING, LLC	xxx-xx6622
TD Ameritrade	2WAYTRADING, LLC	xxx-xx-1647

The payment instructions set forth in number 8 above with respect to PayPal shall govern this transfer as well; and

11. Solely for purposes of exceptions to discharge in [11 U.S.C. § 523](#), the allegations in the complaint are true and admitted by Ahmed, and further, any debt for disgorgement, prejudgment interest, civil penalty or other amounts due by Ahmed under this Order or any other judgment, order, consent order, decree or settlement agreement entered in connection with this proceeding, is a debt for the violation by Ahmed of the federal securities laws or any regulation or order issued under such laws, as set forth in 11 U.S.C.

§ 523(a)(19).

Date: 9/3/2018

KATE M. FOGARTY, CLERK

s/Jackie Ellingson

(By) Jackie Ellingson, Deputy Clerk